

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

DANIEL UMPA, on behalf of himself and all  
others similarly situated,

Plaintiff,

v.

THE NATIONAL ASSOCIATION OF  
REALTORS, *et al.*,

Defendants.

Case No. 4:23-cv-00945

Honorable Stephen R. Bough

**Oral Argument Requested**

**DEFENDANTS EXP WORLD HOLDINGS, INC.  
AND EXP REALTY, LLC’S RULE 12(f) MOTION TO STRIKE  
CLASS ALLEGATIONS AS TO ARBITRATING CLASS MEMBERS**

Defendants eXp World Holdings, Inc. and eXp Realty, LLC (collectively, “eXp”), through their undersigned attorneys, respectfully submit this Rule 12(f) Motion to Strike Class Allegations as to Arbitrating Class Members (the “Motion to Strike”). The class allegations and class definition set forth in the Complaint include putative class members who are bound to arbitrate their claims and/or waived any rights to participate in a class action pursuant to listing agreements or other agreements enforceable by eXp. For the reasons set forth in Defendants eXp World Holdings, Inc. And eXp Realty, LLC’s Suggestions In Support Of Their Separate Rule 12(F) Motion To Strike Class Allegations As To Arbitrating Class Members, eXp respectfully requests that this Court: (A) grant eXp’s Motion to Strike; (B) strike “Arbitrating Class Members” from Plaintiffs’ class allegations and the proposed class definition in the Complaint; (C) alternatively, the Court should stay all putative or actual claims of the Arbitrating Class Members pending a ruling on a motion to compel arbitration and/or a ruling on class certification; and (D) grant eXp such other and further relief as is appropriate.

Dated: February 26, 2024

Respectfully submitted,

EXP WORLD HOLDINGS, INC. and  
EXP REALTY, LLC

By: /s/ Stephen J. Siegel  
One of Their Attorneys

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Holdings, Inc. and eXp Realty, LLC***

**CERTIFICATE OF SERVICE**

Stephen J. Siegel, an attorney, hereby certifies that, on February 26, 2024, he caused a true and correct copy of the foregoing to be filed electronically with the Court's CM/ECF system, and that notice of this filing was sent by electronic mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to receive electronic filings as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF system.

/s/ Stephen J. Siegel